

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of
Improving Public Safety Communications in the
800 MHz Band
Requests for Interim Waiver of the June 26, 2008
Rebanding Deadline – Wave 2 Public Safety
Regions
WT Docket No. 02-55

ORDER

Adopted: June 17, 2008

Released: June 17, 2008

By the Associate Chief, Public Safety and Homeland Security Bureau:

I. INTRODUCTION

1. In this order, by delegated authority, we act on multiple requests by 800 MHz public safety licensees in Wave 2 for interim waiver of the June 26, 2008 deadline to allow the completion of rebanding planning, negotiation of Frequency Reconfiguration Agreements (FRAs), and the submission of final proposed rebanding schedules to the Commission. We grant these interim requests to the extent set forth below, conditioned on each licensee, if necessary, filing a supplemental waiver request by the date specified for the licensee in Appendix A of this order that includes a proposed implementation timetable.

II. BACKGROUND

2. In the 800 MHz Report and Order and subsequent orders in this proceeding, the Commission ordered the rebanding of the 800 MHz band to resolve interference between commercial and

1 Wave 2 includes the following NPSPAC Regions: Region 4 (Arkansas), Region 12 (Idaho), Region 15 (Iowa), Region 16 (Kansas), Region 17 (Kentucky), Region 22 (Minnesota), Region 24 (Missouri), Region 25 (Montana), Region 26 (Nebraska), Region 32 (North Dakota), Region 34 (Oklahoma), Region 38 (South Dakota), Region 39 (Tennessee), Region 40 (Dallas/Central & Northeast Texas), Region 44 (West Virginia), Region 46 (Wyoming), Region 49 (Austin/Central Texas), Region 51 (Houston/East Texas), and Region 52 (Lubbock/Texas Panhandle). A list of all NPSPAC regions and their corresponding geographic areas can be found at http://www.fcc.gov/Bureaus/Wireless/Orders/1998/fcc98191.txt.

2 Waiver requests by Wave 2 licensees who have completed FRA negotiations and submitted proposed rebanding schedules will be addressed in a separate order. We also hold in abeyance the interim requests of the Houston Police Department and Houston Public Works Department, pending resolution of a related cost dispute involving these licensees that is currently pending before the Bureau.

3 On May 1, 2008, Sprint Nextel Corporation (Sprint) filed a request for waiver to remain temporarily on Channel 1-120 channels that are designated for assignment to NPSPAC licensees that receive waivers of the June 26, 2008 deadline. Request for Waiver by Sprint Nextel Corporation, filed May 1, 2008. We will address Sprint's waiver request separately.

public safety systems in the band.<sup>4</sup> These orders mandate that 800 MHz licensees in non-border areas must complete their rebanding by June 26, 2008.<sup>5</sup> However, the Commission has also established a waiver process for licensees that are unable to complete rebanding by the deadline, and has delegated authority to the Public Safety and Homeland Security Bureau (PSHSB) to act on such waiver requests.<sup>6</sup>

3. On January 17, 2008, the Commission released a *Public Notice* that established procedures and provided guidance for submission of requests to waive the deadline.<sup>7</sup> The Commission recommended that licensees seeking waivers provide the Commission with a proposed timetable for completion of rebanding. However, the Commission also recognized that some licensees might be unable to propose a timetable because they had not yet negotiated their FRAs with Sprint. The Commission stated that such licensees should file interim waiver requests stating “when the licensee anticipates having an FRA and filing a final waiver request that will include a proposed timetable.”<sup>8</sup> The Commission set March 17, 2008 as the deadline for licensees in Wave 2 to submit either an interim or a final request.<sup>9</sup>

### III. DISCUSSION

4. The Commission has stated that requests for waiver of the June 26, 2008 deadline “will be subject to a high level of scrutiny. Licensees will be expected to demonstrate that they have worked diligently and in good faith to complete rebanding expeditiously, and that the amount of additional time requested is no more than is reasonably necessary to complete the rebanding process.”<sup>10</sup> We have reviewed each of the Wave 2 interim waiver requests in accordance with this standard.

5. We first address those licensees in Wave 2 that seek interim waivers to complete planning, negotiate their FRAs, and provide the Commission with their proposed timetables on or before July 18, 2008.<sup>11</sup> After review of these requests, we find that each of these licensees has demonstrated a sufficient level of diligence and good faith warranting grant of the requested interim waiver. Moreover, we find that the limited amount of time that each licensee seeks is no more than is reasonably necessary to complete the planning and negotiation process and submit a comprehensive waiver request with a proposed timetable. We therefore grant these interim requests, conditioned on each licensee filing a

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<sup>4</sup> See Improving Public Safety Communications in the 800 MHz Band, WT Docket 02-55, *Report and Order, Fifth Report and Order, Fourth Memorandum Opinion and Order, and Order*, 19 FCC Rcd 14969 (2004) (*800 MHz Report and Order*); *Supplemental Order and Order on Reconsideration*, 19 FCC Rcd 25120 (2004) (*800 MHz Supplemental Order*); *Memorandum Opinion and Order*, 20 FCC Rcd 16015 (2005); *Second Memorandum Opinion and Order*, 22 FCC Rcd 10467 (2007); *Third Memorandum Opinion and Order*, 22 FCC Rcd 17209 (2007) (*800 MHz 3rd MO&O*). The *800 MHz 3rd MO&O* was recently affirmed by the U.S. Court of Appeals. *Sprint Nextel Corp. v. FCC*, 524 F.3d 253 (D.C. Cir. 2008).

<sup>5</sup> *800 MHz Report and Order*, 19 FCC Rcd at 15130 ¶ 347. “Non-border” licensees are Wave 1-3 licensees and those Wave 4 licensees that have received rebanding frequency assignments from the 800 MHz Transition Administrator (TA). Licensees that have not received frequency assignments from the TA due to their proximity to the U.S. - Canada or U.S. - Mexico border are not subject to the June 26, 2008 deadline. The Bureau has established a separate rebanding timeline for the Canadian border region, Improving Public Safety Communications in the 800 MHz Band, Second Report and Order, WT Docket 02-55, 23 FCC Rcd 7605 (PSHSB 2008), and will establish a rebanding timeline for the Mexican border region at a later date.

<sup>6</sup> *800 MHz 3rd MO&O*, 22 FCC Rcd at 17223 ¶ 48.

<sup>7</sup> Federal Communications Commission Provides Guidance for Submission of Requests for Waiver of June 26, 2008 Deadline for Completion of 800 MHz Rebanding, *Public Notice*, 23 FCC Rcd 664 (2008) (*Waiver Guidance Notice*).

<sup>8</sup> *Id.* at 666.

<sup>9</sup> *Id.* at 665.

<sup>10</sup> FCC Announces Supplemental Procedures and Provides Guidance for Completion of 800 MHz Rebanding, *Public Notice*, 22 FCC Rcd 17227, 17232 (2007).

<sup>11</sup> See Appendix A.

supplemental waiver request by the interim date specified in Appendix A that includes a proposed implementation timetable as set out in the *Waiver Guidance Notice*.<sup>12</sup> The timetable should include proposed milestone dates for completion of (1) retuning, reflashing, and/or replacement of subscriber equipment (subscriber equipment deployment); (2) retuning of base stations to the licensee's new channel assignments and commencement of system operations on the new channels (system "cutover"); and (3) additional post-cutover system modifications (*e.g.*, disposal or return of temporary or legacy equipment, removal of pre-rebanding channels from subscriber units).<sup>13</sup> Upon filing of a timely waiver request that meets these criteria, the interim relief granted by this order will extend until the Bureau acts on the request.

6. Johnson City, Tennessee requests an interim extension until July 18, 2008,<sup>14</sup> which is the subject of opposing comments filed by Sprint.<sup>15</sup> Initially, Johnson City requested a waiver until April 17, 2008 to complete negotiations and execute its FRA with Sprint.<sup>16</sup> In a supplemental filing, however, Johnson City stated that late in the negotiation process, it received an alternative cost proposal for an upgraded system from a competing vendor.<sup>17</sup> Johnson City asserted that city policy required it to review the second vendor's proposal and to seek public comment, and therefore, requested a second extension until June 6, 2008.<sup>18</sup> Subsequently, Johnson City requested an additional extension until July 18, 2008 to enable the city council to decide whether to proceed with rebanding as originally planned or to upgrade its system (which would be paid for partially by the City and partially by Sprint).<sup>19</sup> On June 12, 2008, Sprint filed comments objecting to Johnson City's late decision to consider an upgrade when it had previously approved an FRA to reband the system.<sup>20</sup> Sprint contends that Johnson City's recent change of course is untimely, inconsistent with TA rebanding guidelines, and will lead to unnecessary expense and delay.<sup>21</sup> After considering Johnson City's request and Sprint's comments, we grant Johnson City an interim waiver until July 18, 2008 to submit its proposed rebanding timetable, but we expressly reserve for later consideration the issues raised by Sprint in its comments.

7. A number of Wave 2 licensees have requested interim waiver dates that are now past, but have not subsequently filed a proposed timetable or any other supplemental filings.<sup>22</sup> As specified in

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<sup>12</sup> See *Waiver Guidance Notice*, 23 FCC Rcd at 665-666. We recommend that licensees use the template form developed by the TA to submit their supplemental waiver requests and supporting timetable information. The template is available at [www.800ta.org/content/documents/rebanding\\_deadline\\_extension\\_process.asp](http://www.800ta.org/content/documents/rebanding_deadline_extension_process.asp).

<sup>13</sup> In some cases, NPSPAC licensees will continue to operate and support operations on the five nationwide mutual aid channels in the old NPSPAC band after they have completed their own system cutovers to the new NPSPAC band, and will maintain the old mutual aid channels until rebanding by all NPSPAC licensees in a region is complete. In such cases, we clarify that a licensee submitting a proposed timetable should specify dates relating to the rebanding of the licensee's own system (*e.g.*, the licensee's own system cutover date), but is not required to specify a date for the rebanding of the five mutual aid channels.

<sup>14</sup> Johnson City Request for Extension of Mediation and Interim Waiver (filed June 2, 2008) at 2 (Johnson Request).

<sup>15</sup> Nextel Communications, Inc. Comments on Johnson City's Request for Extension of Mediation and Interim Waiver (filed June 12, 2008) (Sprint Comments).

<sup>16</sup> Johnson City Initial Request for Waiver at 2 (filed March 17, 2008).

<sup>17</sup> Johnson City Erratum and Supplemental Request for Interim Waiver at 2 (filed April 17, 2008).

<sup>18</sup> *Id.*

<sup>19</sup> Johnson Request at 2.

<sup>20</sup> Sprint Comments at 2-4.

<sup>21</sup> *Id.* at 5-8.

<sup>22</sup> See Appendix A. These licensees are: Little Rock, Arkansas (Region 4); Cedar Rapids, Iowa (Region 15); Paducah, Kentucky; Bowling Green, Kentucky (Region 17); Kansas City, Missouri (Region 24); Norman, Oklahoma (Region 34); Clarksville, Tennessee, Goodlettsville, Tennessee; Knox County Schools, Tennessee; Metro Nashville Airport Authority; Nashville & Davidson County, Tennessee; Sullivan County, Tennessee (Region 39);

Appendix A, we require each of these licensees to file a supplemental waiver request to the Bureau with a proposed timetable meeting the *Waiver Guidance Notice* criteria within 30 days of the release of this order.

8. We apply a higher level of scrutiny to those licensees in Wave 2 that failed to specify interim dates or requested dates beyond July 18, 2008 to complete their planning, FRA negotiations, and submit a waiver request to the Commission with a proposed timetable.<sup>23</sup> We recognize that there are a variety of factors that may justify longer planning and negotiation periods for these licensees, including system size and complexity, coordination of planning issues with other licensees, and prior delays in the rebanding process outside the licensee's control. However, while we understand that the planning and FRA negotiation process can be complex and time-consuming, it is also important to the continued progress of rebanding in Wave 2 that these licensees expedite their efforts to develop proposed timetables for rebanding their systems. We also believe that by July 18, 2008, all of these licensees should be sufficiently far along with their planning to be able to provide projected milestone dates for completion of the major steps in the rebanding process.

9. We therefore grant interim relief to each of these licensees, conditioned on the licensee submitting a supplemental waiver request by July 18, 2008 that includes a proposed rebanding timetable as set out in the *Waiver Guidance Notice*.<sup>24</sup> As discussed above, the timetable should include proposed milestone dates for completion of subscriber equipment deployment, system cutover, and post-cutover system modifications.<sup>25</sup> The timetable should also include the amount of additional time that the licensee estimates is reasonably required to complete planning and negotiate its FRA. Upon filing of a timely supplemental waiver request that meets these criteria, the interim relief granted by this order will extend until the Bureau acts on the request.

#### IV. ORDERING CLAUSES

10. Accordingly, pursuant to the authority of Sections 0.191 and 0.392 of the Commission's rules, 47 C.F.R. §§ 0.191, 0.392; Section 4(i) of the Communications Act of 1934, as amended, 47 U.S.C. § 154(i), and Section 1.925 of the Commission's rules, 47 C.F.R. § 1.925, IT IS ORDERED that the

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Dallas/Fort Worth Airport, Texas, Fort Worth, Texas; Irving, Texas (Region 40); Copperas Cove, Texas; Waco, Texas (Region 49); Conroe, Texas, Montgomery County, Texas; Port Neches, Texas (Region 51); Lubbock, Texas; and Wichita Falls, Texas (Region 52).

<sup>23</sup> See Appendix A. These licensees are: State of Arkansas (Region 4); Ellis County, Kansas; Ellsworth County, Kansas; Haysville, Kansas; Hutchinson-Reno County Emergency Communications, Kansas; Johnson County, Kansas; State of Kansas; Lake Quivira, Kansas; Lincoln County, Kansas; Overland Park, Kansas, Russell County, Kansas; Sedgwick County, Kansas; Sumner County, Kansas (Region 16); Hennepin County, Minnesota (Region 22); Board of Police Commissioners, Saint Louis Metropolitan Police Department, Missouri (Region 24); Bixby, Oklahoma; Jenks, Oklahoma; State of Oklahoma (Region 34); Bartlett City, Tennessee; Oak Ridge, Tennessee; Obion County, Tennessee; Shelby County & Memphis, Tennessee; Smyrna, Tennessee; State of Tennessee (EMA); (Region 39); Garland, Texas (Region 40); Bastrop County, Texas; Blanco County, Texas; and Llano County, Texas (Region 49); and Houston Independent School District (Region 51).

<sup>24</sup> See *Waiver Guidance Notice*, 23 FCC Rcd at 665-666. Licensees may amend their waiver requests after July 18, 2008 to revise their proposed milestone dates should such revision be warranted based on subsequent developments (e.g., scheduling information resulting from a subsequently negotiated FRA or a subsequent TA-sponsored Implementation Planning Session).

<sup>25</sup> See ¶ 5, *supra*.

requests for interim waiver of the June 26, 2008 deadline submitted by the licensees listed in Appendix A of this order are GRANTED to the extent described herein.

FEDERAL COMMUNICATIONS COMMISSION

David L. Furth  
Associate Bureau Chief  
Public Safety and Homeland Security Bureau

## APPENDIX A

## Region 4 (Arkansas)

| Licensee                      | Call Sign/Lead Call Sign | Date Waiver Request Filed | Interim Extension Date Requested | Interim Extension Date Granted     |
|-------------------------------|--------------------------|---------------------------|----------------------------------|------------------------------------|
| State of Arkansas             | WQBY875                  | March 17, 2008            | August 29, 2008                  | July 18, 2008                      |
| Little Rock, AR <sup>26</sup> | WNZK461                  | April 28, 2008            | May 26, 2008                     | 30 days from release of this Order |

## Region 15 (Iowa)

| Licensee         | Call Sign/Lead Call Sign | Date Waiver Request Filed | Interim Extension Date Requested | Interim Extension Date Granted     |
|------------------|--------------------------|---------------------------|----------------------------------|------------------------------------|
| Cedar Rapids, IA | WPKM593<br>WPKU921       | April 16, 2008            | May 9, 2008                      | 30 days from release of this Order |

## Region 16 (Kansas)

| Licensee  | Call Sign/Lead Call Sign | Date Waiver Request Filed                              | Interim Extension Date Requested | Interim Extension Date Granted |
|---|--------------------------|--|----------------------------------|--------------------------------|
| Ellis County, KS                                | WPLS231                  | March 17, 2008   | November 5, 2008                 | July 18, 2008                  |
| Ellsworth County, KS                            | WPMB271                  | March 17, 2008   | November 5, 2008                 | July 18, 2008                  |
| Haysville, KS                                   | WPWX275                  | March 17, 2008   | November 5, 2008                 | July 18, 2008                  |
| Hutchinson-Reno County Emergency Communications | WQDG571                  | March 17, 2008   | November 5, 2008                 | July 18, 2008                  |
| Johnson County, KS                              | WNSS508<br>WPIX532       | March 17, 2008   | November 5, 2008                 | July 18, 2008                  |
| State of Kansas                                 | KNNV863                  | March 17, 2008   | November 5, 2008                 | July 18, 2008                  |
| Lake Quivira, KS                                | WPRF959                  | March 17, 2008   | November 5, 2008                 | July 18, 2008                  |
| Lincoln County, KS                              | WPNP938                  | March 17, 2008   | November 5, 2008                 | July 18, 2008                  |
| Overland Park, KS                               | WPCI220                  | March 17, 2008<br>(amended request filed May 22, 2008) | August 31, 2008                  | July 18, 2008                  |

<sup>26</sup> On March 3, 2008 Little Rock, Arkansas separately requested an extension of its March 6, 2008 planning deadline by an unspecified date. We dismiss this request without prejudice.

|                     |                    |                |                  |               |
|---------------------|--------------------|----------------|------------------|---------------|
| Russell County, KS  | WPWV814<br>WPXD533 | March 17, 2008 | November 5, 2008 | July 18, 2008 |
| Sedgwick County, KS | WNLE919<br>WNXS828 | March 17, 2008 | November 5, 2008 | July 18, 2008 |
| Sumner County, KS   | WPTW851            | March 17, 2008 | November 5, 2008 | July 18, 2008 |

**Region 17 (Kentucky)**

| Licensee             | Call Sign/Lead Call Sign | Date Interim Waiver Request Filed                                      | Interim Extension Date Requested | Interim Extension Date Granted     |
|----------------------|--------------------------|--|----------------------------------|------------------------------------|
| Paducah, KY          | WPMA442                  | April 4, 2008<br>(amended request filed April 30, 2008)                | May 31, 2008                     | 30 days from release of this Order |
| Bowling Green, KY    | WPIU624                  | March 17, 2008<br>(amended request filed April 30, 2008)               | May 20, 2008                     | 30 days from release of this Order |
| McCracken County, KY | WQGN992                  | April 7, 2008<br>(amended request filed April 30, 2008; June 10, 2008) | June 30, 2008                    | June 30, 2008                      |

**Region 22 (Minnesota)**

| Licensee            | Call Sign/Lead Call Sign | Date Interim Waiver Request Filed | Interim Extension Date Requested | Interim Extension Date Granted |
|---------------------|--------------------------|-----------------------------------|----------------------------------|--------------------------------|
| Hennepin County, MN | WPKH277                  | February 29, 2008                 | September 29, 2008               | July 18, 2008                  |

**Region 24 (Missouri)**

| Licensee        | Call Sign/Lead Call Sign                 | Date Waiver Request Filed | Interim Extension Date Requested | Interim Extension Date Granted     |
|-----------------|--|---------------------------|----------------------------------|------------------------------------|
| Kansas City, MO | WPMP439<br>WPRJ502<br>KNJU810<br>WPMJ627 | March 17, 2008            | April 16, 2008                   | 30 days from release of this Order |

|  |         |                |               |               |
|--|---------|----------------|---------------|---------------|
| Board of Police Commissioners,<br>Saint Louis Metropolitan Police Department | KNJH492 | March 17, 2008 | July 31, 2008 | July 18, 2008 |
|--|---------|----------------|---------------|---------------|

**Region 26 (Nebraska)**

| Licensee         | Call Sign/Lead Call Sign | Date Waiver Request Filed | Interim Extension Date Requested | Interim Extension Date Granted |
|------------------|--------------------------|---------------------------|----------------------------------|--------------------------------|
| Sarpy County, NE | WPYQ729<br>WPIK850       | May 5, 2008               | June 20, 2008                    | June 20, 2008                  |

**Region 34 (Oklahoma)**

| Licensee                        | Call Sign/Lead Call Sign                 | Date Waiver Request Filed | Interim Extension Date Requested | Interim Extension Date Granted     |
|---------------------------------|--|---------------------------|----------------------------------|------------------------------------|
| Bixby, OK                       | WPSG568                                  | March 17, 2008            | April 30, 2009                   | July 18, 2008                      |
| Jenks, OK                       | WQAV657                                  | March 17, 2008            | April 30, 2009                   | July 18, 2008                      |
| Norman, OK                      | WQEK752                                  | March 17, 2008            | April 30, 2008                   | 30 days from release of this Order |
| State of Oklahoma <sup>27</sup> | KNBU457                                  | March 17, 2008            | July 25, 2008                    | July 18, 2008                      |
| Tulsa, OK                       | KNJH431<br>WQDN672<br>WPSS639<br>WQCI900 | March 14, 2008            | June 30, 2008                    | June 30, 2008                      |

**Region 39 (Tennessee)**

| Licensee           | Call Sign/Lead Call Sign      | Date Interim Waiver Request Filed | Interim Extension Date Requested | Interim Extension Date Granted     |
|--------------------|-------------------------------|-----------------------------------|----------------------------------|------------------------------------|
| Bartlett City, TN  | No call sign                  | April 23, 2008                    | August 4, 2008                   | July 18, 2008                      |
| Clarksville, TN    | WPVS868<br>WPVW236<br>WPVW225 | March 17, 2008                    | April 15, 2008                   | 30 days from release of this Order |
| Goodlettsville, TN | WPUD247                       | March 13, 2008                    | April 30, 2008                   | 30 days from release of this Order |
| Johnson City, TN   | WNNS431                       | March 17, 2008                    | July 18, 2008                    | July 18, 2008                      |

<sup>27</sup> The State of Oklahoma separately requested an extension of time to complete planning by March 31, 2008. We dismiss this request as moot.



|                                   |  |   |                    |                                    |
|-----------------------------------|--|---|--------------------|------------------------------------|
|                                   | WQDY957  | (amended request filed April 17, 2008; June 2, 2008)  |                    |                                    |
| Knox County Schools               | WPST793  | March 14, 2008  | May 25, 2008       | 30 days from release of this Order |
| Metro Nashville Airport Authority | WQGM311  | April 16, 2008  | May 30, 2008       | 30 days from release of this Order |
| Nashville and Davidson County, TN | WPGJ688  | March 14, 2008 (amended request filed April 15, 2008) | May 15, 2008       | 30 days from release of this Order |
| Oak Ridge, TN <sup>28</sup>       | WQAA260  | March 17, 2008  | No date            | July 18, 2008                      |
| Obion County, TN                  | WPNS505<br>WQCW614<br>WQDB735                                  | April 15, 2008  | November 15, 2008  | July 18, 2008                      |
| Shelby County and Memphis, TN     | WPAJ881<br>WPJT584<br>WPLS340<br>WQDB320<br>WPLR948<br>WQCZ418 | March 17, 2008 (amended request filed June 10, 2008)  | September 12, 2008 | July 18, 2008                      |
| Sullivan County, TN               | WPPH365<br>WPRG482   | March 12, 2008 (amended request filed May 5, 2008)    | May 19, 2008       | 30 days from release of this Order |
| Smyrna, TN                        | WQCL929  | March 17, 2008  | July 31, 2008      | July 18, 2008                      |
| State of Tennessee (EMA)          | WPPW562, <i>et al</i>  | March 14, 2008  | September 30, 2008 | July 18, 2008                      |

#### Region 40 (Dallas/Central & Northeast Texas)

| Licensee                 | Call Sign/Lead Call Sign | Date Interim Waiver Request Filed | Interim Extension Date Requested | Interim Extension Date Granted     |
|--------------------------|--------------------------|-----------------------------------|----------------------------------|------------------------------------|
| Dallas/Ft. Worth Airport | WNWI404                  | March 17, 2008                    | May 9, 2008                      | 30 days from release of this Order |
| Fort Worth, TX           | WNXE704                  | March 14, 2008                    | June 1, 2008                     | 30 days from release of this Order |
| Garland, TX              | WNXE768                  | March 13, 2008                    | July 30, 2008                    | July 18, 2008                      |
| Irving, TX <sup>29</sup> | WQCJ480                  | March 14, 2008                    | May 31, 2008                     | 30 days from release of this Order |

<sup>28</sup> Oak Ridge, Tennessee separately requested an extension of time to complete planning by an unspecified date. We dismiss this request without prejudice.

**Region 49 (Austin/Central Texas)**

| <b>Licensee</b>        | <b>Call Sign/Lead Call Sign</b> | <b>Date Interim Waiver Request Filed</b>                | <b>Interim Extension Date Requested</b> | <b>Interim Extension Date Granted</b> |
|------------------------|---------------------------------|---|---|---------------------------------------|
| Bastrop County, TX     | WPPZ330                         | March 17, 2008  | No date                                 | July 18, 2008                         |
| Blanco County, TX      | WQGB437                         | March 17, 2008  | No date                                 | July 18, 2008                         |
| Copperas Cove, TX      | WQAH913                         | March 17, 2008  | May 31, 2008                            | 30 days from release of this Order    |
| Llano County, TX       | WQGA635                         | March 17, 2008  | No date                                 | July 18, 2008                         |
| Waco, TX <sup>30</sup> | WNSW338                         | March 17, 2008  | May 8, 2008                             | 30 days from release of this Order    |
| Williamson County, TX  | WPIR949                         | March 17, 2008<br>(amended request filed June 10, 2008) | June 30, 2008                           | June 30, 2008                         |

**Region 51 (Houston/East Texas)**

| <b>Licensee</b>                     | <b>Call Sign/Lead Call Sign</b> | <b>Date Interim Waiver Request Filed</b>                | <b>Interim Extension Date Requested</b> | <b>Interim Extension Date Granted</b> |
|-------------------------------------|---------------------------------|---|---|---------------------------------------|
| Conroe, TX <sup>31</sup>            | WPJV202                         | March 17, 2008  | May 26, 2008                            | 30 days from release of this Order    |
| Houston Independent School District | WPTN982                         | March 13, 2008<br>(amended request filed June 10, 2008) | December 31, 2008                       | July 18, 2008                         |
| Montgomery County, TX               | WPJV202                         | March 17, 2008  | May 26, 2008                            | 30 days from release of this Order    |
| Port Neches, TX                     | WNVF965                         | March 17, 2008  | May 31, 2008                            | 30 days from release of this Order    |

<sup>29</sup> Irving, Texas separately requested an extension of time to complete planning by March 31, 2008. We dismiss this request as moot.

<sup>30</sup> On May 7, 2008 Waco, Texas requested an extension of its interim waiver request by an unspecified date. We dismiss this request without prejudice.

<sup>31</sup> Montgomery County, Texas and Conroe, Texas jointly requested an extension of time to complete planning by April 18, 2008. We dismiss this request as moot.

**Region 52 (Lubbock/Texas Panhandle)**

| <b>Licensee</b>   | <b>Call Sign/Lead Call Sign</b> | <b>Date Interim Waiver Request Filed</b> | <b>Interim Extension Date Requested</b> | <b>Interim Extension Date Granted</b> |
|-------------------|---------------------------------|--|---|---------------------------------------|
| Lubbock, TX       | WPFW709                         | March 17, 2008                           | May 31, 2008                            | 30 days from release of this Order    |
| Wichita Falls, TX | WQCT964                         | March 17, 2008                           | May 31, 2008                            | 30 days from release of this Order    |